IN THE UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF PENNSYLVANIA

DEBRA FRAZIER, LAVERNE VANN, SHAMAL BRYANT,

Plaintiffs,

v.

NO. 17-5421

CIVIL ACTION

CITY OF PHILADELPHIA, CHIEF INSPECTOR ANTHONY BOYLE, RAYMOND EVERS AND JOHN DOES #1-100,

Defendants.

ORDER

AND NOW, this 25th day of February, 2019, upon consideration of Defendant Raymond Evers' Motion for Summary Judgment (ECF No. 70) and Defendant's Reply in Support (ECF No. 85); Defendant Anthony Boyle's Motion for Summary Judgment (ECF No. 72) and Reply in Support (ECF No. 83); Defendant City of Philadelphia's Motion for Summary Judgment (ECF No. 73) and Reply in Support (ECF No. 87); and Plaintiffs' Omnibus Response in Opposition (ECF No. 76) and Omnibus Sur-Reply in Opposition (ECF No. 92), Defendants' motions are GRANTED IN PART and DENIED IN PART as follows:

Defendant Raymond Evers' Motion to Dismiss:

- 1. 42 U.S.C. § 1983 Claim:
 - a. **GRANTED** as to Plaintiffs Debra Frazier and Shamal Bryant. These claims are **DISMISSED WITH PREJUDICE**.
 - b. **DENIED** as to Plaintiff Laverne Vann.
- 2. Pennsylvania Whistleblower Claim:
 - a. **GRANTED** as to Plaintiffs Debra Frazier and Shamal Bryant. These claims are **DISMISSED WITH PREJUDICE**.
 - b. **DENIED** as it pertains to Plaintiff Laverne Vann.

Defendant Anthony Boyle's Motion to Dismiss:

- 1. 42 U.S.C. § 1983 Claim:
 - a. **GRANTED** as to Plaintiff Bryant. This claim is **DISMISSED WITH PREJUDICE**.
 - b. **DENIED** as to Plaintiffs Frazier and Vann.
- 2. Pennsylvania Whistleblower Claim:
 - a. **GRANTED** as to Plaintiff Bryant. This claim is **DISMISSED WITH PREJUDICE**.
 - b. **DENIED** as to Plaintiffs Frazier and Vann.

Defendant City of Philadelphia's Motion to Dismiss:

- 1. 42 U.S.C. § 1983 Claim is **GRANTED** as it pertains to all Plaintiffs. These claims are **DISMISSED WITH PREJUDICE**.
- 2. Pennsylvania Whistleblower Claim:
 - a. **GRANTED** as it pertains to Plaintiff Bryant. This claim is **DISMISSED WITH PREJUDICE**.

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b. **DENIED** as it pertains to Plaintiffs Frazier and Vann.

WENDY BEETLESTONE, J.